IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTEENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO.5653 of 1999

Between:

M. Swaroopa, W/o Late M. Kumara Swamy, H.No.3-7-174, Kumarpally, Gudibandala, Hanamkonda, Warangal District.

...PETITIONER

AND

1. The Deputy Manager (Housing), A.P.State Housing Corporation Ltd., Warangal District.
2. The Deputy Executive Engineer (Housing), A.P.State Housing Corporation Ltd., Hanamkonda Branch, Warangal District.
3. The Secretary, Government of Andhra Pradesh, Labour Department, Secretariat, Hyderabad.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus declaring the In-action of the Respondents in considering the Petitioner's Case on compassionate Grounds in any suitable post in the Respondents Corporation since two years as illegal, arbitrary and consequently direct the Respondents to consider and appoint the petitioner in any suitable Post such as Sweeper Etc., in the Corporation within 2 months.

Counsel for the Petitioner: MR.B.SUDHAKAR REDDY & NEERAJA REDDY

Counsel for the Respondent Nos.1 AND 2: MR.V.CH.NAIDU

Counsel for the Respondent No.3: G.P. FOR LABOUR

The Court made the following:

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO.5653 of 1999

ORDER:

The petitioner herein seeks appointment under compassionate grounds. It is represented that in the similar circumstances, this Court has passed orders in Writ Petition No.24422 of 2002, dated 27.03.2003, holding that in the absence of any scheme prevailing in force with the Corporation, no such relief can be granted. However, in this case, the petitioner has already been paid compensation of Rs.10,000/- (Rupees ten thousand only). Following the same, I do not find any merits in the Writ Petition nor there exists any right in favour of the petitioner to claim any such benefit.

Accordingly, the Writ Petition stands dismissed.

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(B.PRAKASH RAO, J)

13th December 2004

RRB

ASSISTANT REGISTRAR

//True Copy//

SECTION OFFICER

Copy To:

1. The Deputy Manager (Housing), A.P.State Housing Corporation Ltd., Warangal District.

2. The Deputy Executive Engineer (Housing), A.P.State Housing Corporation Ltd., Hanamkonda Branch, Warangal District.

3. The Secretary, Government of Andhra Pradesh, Labour Department, Secretariat, Hyderabad.

4. Two CCs to G.P. for Labour, High Court Buildings, Hyderabad (OUT).

5. Two CD copies.